

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

## ORDER ADOPTING REPORT AND RECOMMENDATION

This matter is before the Court on the Report and Recommendation entered by the United States Magistrate Judge on May 5, 2009. The court file reflects that no party has objected to the Report and Recommendation within the time limits prescribed. Therefore, the Court adopts the Report and Recommendation in its entirety.

Accordingly, the Report and Recommendation of the Magistrate Judge is adopted and Defendant Newland's Motion to Dismiss (Dkt. No. 47) is denied as moot.

IT IS SO ORDERED this 29th day of June, 2009.

Robin J. Cauthron  
ROBIN J. CAUTHRON  
United States District Judge